

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CAN'T LIVE WITHOUT IT, LLC D/B/A
S'WELL BOTTLE,

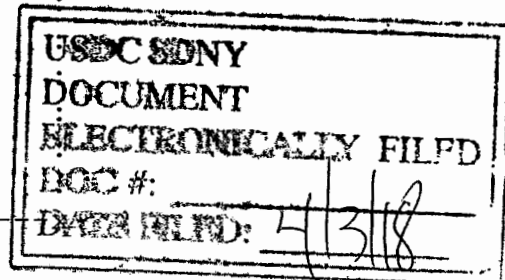
Plaintiff,

-v-

ETS EXPRESS, INC.,

Defendant.

:
:
: 17-cv-3506 (JSR)
:
:
:



JURY'S VERDICT

A. Claim of Trade Dress Infringement

1. With respect to plaintiff's claim of trade dress infringement, we the jury find defendant ETS Express, Inc.:

____ Liable

X Not Liable

[If you find "Liable," please proceed to questions numbers 2 and 3. If you find "Not Liable," leave numbers 2 and 3 blank and proceed to directly to number 4].

2. With respect to compensatory damages on plaintiff's trade dress infringement claim, we the jury award plaintiff S'well Bottle:

\$ _____

3. With respect to willful damages on plaintiff's trade dress infringement claim, we the jury award the plaintiff:

\$ _____

B. Claim of Unfair Competition

4. With respect to plaintiff's claim of unfair competition, we the jury find defendant ETS Express, Inc.:

_____ Liable X Not Liable

[If you find "Liable," proceed to question number 5. If you find "Not Liable," leave question 5 blank.]

5. With respect to compensatory damages for plaintiff's unfair competition claim, we the jury award the plaintiff:

\$ _____

[Please have the foreperson sign and date below, and let the marshal know you are done.]

SIGNED this 29 day of March, 2018

Keith Sullivan

Jury Foreperson